

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE CHARGING OF UNAUTHORIZED)
RATES BY AUXIER WATER COMPANY) CASE NO. 8024

O R D E R

On January 8, 1981, the Commission received a complaint from the Auxier Community Development Club stating that the club disagreed with Auxier Water Company's ("Auxier") "Report of Compliance with Order" in Case No. 7869. In that report, Auxier stated that all of the requirements specified in the Commission's order in Case No. 4700 had been met. The club reported that the order in Case No. 4700 required the installation of 10 fire hydrants in 1966, but none have been installed to date. The club requested that the Commission schedule a hearing to investigate this matter.

A hearing was held at the Commission's offices on April 14, 1981, for the purpose of receiving testimony from Auxier. One customer, Mr. Franklin Goebel, also presented testimony. The Consumer Protection Division of the Attorney General's Office intervened and participated in cross-examination.

Auxier filed a motion to dismiss based upon numerous grounds, none of which the Commission found to have merit. Therefore, Auxier's motion has been denied.

After reviewing the evidence of record and being advised, the Commission is of the opinion and finds that:

1. In Case No. 4700, the Commission granted Auxier (a) a Certificate of Public Convenience and Necessity to construct \$21,190 of additional water facilities, including 10 fire hydrants at a proposed material cost of \$165 each, and (b) an increase in rates to be effective upon completion of construction.

2. Auxier placed the increased rates into effect even though the 10 fire hydrants were not installed.

3. Auxier fully cooperated with the Commission's investigation and has done its best to comply with the Commission's order in Case No. 4700.

4. The Community of Auxier can be provided with adequate fire protection by the installation of three fire hydrants in addition to the three already existing within the community.

5. The material for three fire hydrants will cost approximately \$1650, the same amount that Auxier was to expend on fire hydrants in 1966.

IT IS THEREFORE ORDERED that Auxier shall install three additional fire hydrants within the Community of Auxier.

IT IS FURTHER ORDERED that, within 20 days of the date of this Order, Auxier shall submit a plan for Commission approval setting forth the location of the three additional fire hydrants and a timetable of construction not to exceed 18 months.

Done at Frankfort, Kentucky this the 29th day of December, 1981.

PUBLIC SERVICE COMMISSION

Marlin M. Voh
Chairman

Did not participate
Vice Chairman

Don Carreza
Commissioner

ATTEST:

Secretary